

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division

JOHN COREY FRASER, et al., on behalf  
of themselves and all others  
similarly situated as a Class,  
Plaintiffs,

v.

No. 3:22-cv-410

BUREAU OF ALCOHOL, TOBACCO,  
FIREARMS AND EXPLOSIVES, et al.,  
Defendants.

ORDER

For the reasons set forth in the accompanying MEMORANDUM  
OPINION, it is hereby ORDERED:

(1) PLAINTIFFS' AND PROPOSED PLAINTIFF'S MOTION TO ADD JUSTIN  
FRASER AS PLAINTIFF OR GRANT INTERVENTION (ECF No. 50) will be  
granted to the extent that it seeks leave to add Justin Timothy  
Fraser ("Justin Fraser") as a party plaintiff under Fed. R. Civ.  
P. 21 and denied as moot and without prejudice to the extent that  
it seeks leave to intervene under Fed. R. Civ. P. 24; and

(2) The Clerk shall change the caption of the case to add  
Justin Fraser as a Plaintiff and the style of all subsequent  
pleadings will bear the names of all Plaintiffs; and

(3) By August 30, 2023, the Plaintiffs shall file a Second  
Amended Complaint that adds Justin Fraser as a plaintiff and that  
contains only such additional facts as are necessary to show that

he has standing; and


(4) By September 6, 2023, the Defendants shall file their Answer thereto; and

(5) Neither Plaintiffs nor Defendants may add any new facts, claims, or defenses except as necessary to recognize that Justin Fraser is a party plaintiff; and

(6) Justin Fraser shall be bound by all positions taken by the initial Plaintiffs in their First Amended Complaint, the motions made and the responses and replies thereto, and the oral arguments thereon, and by the MEMORANDUM OPINION and ORDER entered herein on May 10, 2023 (ECF Nos. 47 and 48) and by all other ORDERS entered herein; and

(7) The facts and legal contentions are adequately presented in the materials before the Court and oral argument would not aid the decisional process.

It is SO ORDERED.

\_\_\_\_\_/s/   
Robert E. Payne  
Senior United States District Judge

Richmond, Virginia  
Date: August 24, 2023